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13 Attorneys for Defendants
14 UBER TECHNOLOGIES, INC.
and OTTOMOTTO LLC

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN FRANCISCO DIVISION

18 WAYMO LLC,
19 Plaintiff,
20 v.
21 UBER TECHNOLOGIES, INC.,
OTTOMOTTO LLC; OTTO TRUCKING LLC,
22 Defendants.
23

Case No. 3:17-cv-00939-WHA

**DECLARATION OF MICHELLE
YANG IN SUPPORT OF
PLAINTIFF'S ADMINISTRATIVE
MOTION TO FILE UNDER SEAL
ITS OPPOSITION TO UBER'S
MOTION FOR RELIEF FROM NON-
DISPOSITIVE ORDER RE:
WAYMO'S MOTION TO COMPEL
(DKT. 970)**

Trial Date: October 10, 2017

1 I, Michelle Yang, declare as follows:

2 1. I am an attorney at the law firm of Morrison & Foerster LLP. I make this
 3 declaration based upon matters within my own personal knowledge and if called as a witness, I
 4 could and would competently testify to the matters set forth herein. I make this declaration in
 5 support of Plaintiff's Administrative Motion to File Under Seal Its Opposition to Uber's Motion
 6 for Relief from Non-Dispositive Order Re: Waymo's Motion to Compel (Dkt. 970).

7 2. I have reviewed the following documents and confirmed that only the portions
 8 identified below merit sealing:

Document	Portions to Be Filed Under Seal
Waymo's Opposition to Uber's Motion for Relief from Non-Dispositive Order Re: Waymo's Motion to Compel ("Opposition")	Marked portions (in red boxes)

9
 10 3. The marked portions (in red boxes) of the Opposition identify specific software
 11 modules described in highly confidential Disclosure Schedules to the Put Call Agreement (Dkt.
 12 515-11). These Disclosure Schedules were filed entirely under seal, and the Court granted
 13 sealing at Dkt. 707. Here, the identification of software modules reveals technical features
 14 developed by Ottomotto LLC and acquired by Uber. This highly confidential information is not
 15 publicly known, and their confidentiality is strictly maintained. I understand that this information
 16 could be used by competitors to Uber's detriment, including to gain an advantage over Uber in
 17 software development strategy. For example, disclosure of Uber and Ottomotto's technical
 18 features would allow competitors to understand Uber's autonomous vehicle software
 19 development and strategy, and allow them to tailor their own development. If such information
 20 were made public, I understand Uber's competitive standing could be significantly harmed.

21 4. Defendants' request to seal is narrowly tailored to those portions of Plaintiff's
 22 Opposition that merit sealing.

1 I declare under penalty of perjury under the laws of the United States that the foregoing is
2 true and correct. Executed this 25th day of July, 2017, at Washington, D.C.

3 _____
4 */s/ Michelle Yang*
5 Michelle Yang
6

7 **ATTESTATION OF E-FILED SIGNATURE**

8 I, Arturo J. González, am the ECF User whose ID and password are being used to file this
9 Declaration. In compliance with General Order 45, X.B., I hereby attest that Michelle Yang has
10 concurred in this filing.

11 Dated: July 25, 2017

12 _____
13 */s/ Arturo J. González*
14 Arturo J. González
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